

KATHLEEN BRIORDY,)
)
 Plaintiff,)
)
 v.) **Case No. 3:07-0295**
) **Judge Echols**
 CHLOE FOODS CORPORATION and)
 STEVE STACHLER, individually,)
)
 Defendants.)

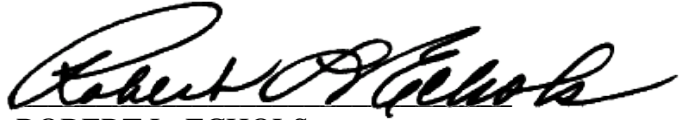
Where no objections are made to the R & R, “[t]he district judge may accept, reject, or modify the recommended disposition; receive further evidence; or return the matter to the magistrate judge with instructions.” Fed.R.Civ.P. 72(b). In this case, after reviewing the R &R and finding no basis for concluding that any of the factual findings of the Magistrate Judge are clearly erroneous,

¹After the case was settled and Defendant Chloe Foods Corporation had paid a portion of the attorneys' fees, Chloe Foods filed bankruptcy. As a result, it is uncertain whether any further attorneys' fees will be paid. The Magistrate Judge therefore recommends that the lien claimant receive \$1,666.67 for the attorneys' fees paid thus far (i.e. one-sixth of \$10,000), and one-sixth of any additional attorneys' fees which might be paid.

the Court concludes that the Magistrate Judge was correct in his division of the attorneys' fees in this case.

Accordingly, the R & R (Docket Entry No. 97) is hereby ACCEPTED and APPROVED and the Court hereby FINDS that the lien claimant Crone & Mason, PLC, is entitled to one-sixth of any attorneys' fees paid in this case and further that the lien claimant, Crone & Mason PLC, is not entitled to any award of expenses.

It is so ORDERED.

A handwritten signature in black ink, appearing to read "Robert L. Echols", written in a cursive style.

ROBERT L. ECHOLS
UNITED STATES DISTRICT JUDGE